

Fill in this information to identify the case:

Debtor 1 Michael Hubert Dart

Debtor 2 \_\_\_\_\_  
(Spouse, if filing)

United States Bankruptcy Court for the: Eastern District of Michigan

Case number 16-21939-dob

Official Form 410S1

**Notice of Mortgage Payment Change**

12/15

If the debtor's plan provides for payment of postpetition contractual installments on your claim secured by a security interest in the debtor's principal residence, you must use this form to give notice of any changes in the installment payment amount. File this form as a supplement to your proof of claim at least 21 days before the new payment amount is due. See Bankruptcy Rule 3002.1.

US Bank Trust National Association,  
Name of creditor: as Trustee of the SCIG Series III Trust

Court claim no. (if known): 9-1

Last 4 digits of any number you use to  
identify the debtor's account: 8 2 6 8

Date of payment change:  
Must be at least 21 days after date of this notice 05/01/2019

New total payment: \$ 500.71  
Principal, interest, and escrow, if any

**Part 1: Escrow Account Payment Adjustment**

1. Will there be a change in the debtor's escrow account payment?

- ☐ No
- ☒ Yes. Attach a copy of the escrow account statement prepared in a form consistent with applicable nonbankruptcy law. Describe the basis for the change. If a statement is not attached, explain why: \_\_\_\_\_

Current escrow payment: \$ 129.30 New escrow payment: \$ 165.44

**Part 2: Mortgage Payment Adjustment**

2. Will the debtor's principal and interest payment change based on an adjustment to the interest rate on the debtor's variable-rate account?

- ☒ No
- ☐ Yes. Attach a copy of the rate change notice prepared in a form consistent with applicable nonbankruptcy law. If a notice is not attached, explain why: \_\_\_\_\_

Current interest rate: \_\_\_\_\_% New interest rate: \_\_\_\_\_%

Current principal and interest payment: \$ \_\_\_\_\_ New principal and interest payment: \$ \_\_\_\_\_

**Part 3: Other Payment Change**

3. Will there be a change in the debtor's mortgage payment for a reason not listed above?

- ☒ No
- ☐ Yes. Attach a copy of any documents describing the basis for the change, such as a repayment plan or loan modification agreement. (Court approval may be required before the payment change can take effect.)

Reason for change: \_\_\_\_\_

Current mortgage payment: \$ \_\_\_\_\_ New mortgage payment: \$ \_\_\_\_\_

Debtor 1

**Michael Hubert Dart**

First Name Middle Name Last Name

Case number (if known) **16-21939-dob**

**Part 4: Sign Here**

The person completing this Notice must sign it. Sign and print your name and your title, if any, and state your address and telephone number.

Check the appropriate box.

☐ I am the creditor.

☒ I am the creditor's authorized agent.

**I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and reasonable belief.**

**X** /s/ Molly Slutsky Simons

Signature

Date **03/12/2019**

Print:

**Molly Slutsky Simons**

First Name Middle Name Last Name

Title **Attorney for Creditor**

Company

**Sottile & Barile, Attorneys at Law**

Address

**P.O. Box 476**

Number Street

**Loveland**

City

**OH**

State

**45140**

ZIP Code

Contact phone

**513-444-4100**

Email **bankruptcy@sottileandbarile.com**

Analysis Date: March 06, 2019

MICHAEL DART  
1807 BELMONT DR  
MOUNT PLEASANT MI 48858

Loan: XXXXXXXXXX  
Property Address:  
1807 BELMONT DRIVE  
MOUNT PLEASANT, MI 48858

### Annual Escrow Account Disclosure Statement Account History

This is a statement of actual activity in your escrow account from Apr 2018 to Apr 2019. Last year's anticipated activity (payments to and from your escrow account) is next to the actual activity.

Payment Information		Current:	Effective May 01, 2019:
Principal & Interest Pmt:		335.27	335.27
Escrow Payment:		129.30	165.44
Other Funds Payment:		0.00	0.00
Assistance Payment (-):		0.00	0.00
Reserve Acct Payment:		0.00	0.00
Total Payment:		\$464.57	\$500.71

Escrow Balance Calculation	
Due Date:	Mar 01, 2019
Escrow Balance:	(878.00)
Anticipated Pmts to Escrow:	258.60
Anticipated Pmts from Escrow (-):	0.00
Anticipated Escrow Balance:	(\$619.40)

Date	Payments to Escrow		Payments From Escrow		Description	Escrow Balance	
	Anticipated	Actual	Anticipated	Actual		Required	Actual
					Starting Balance	387.89	(3,659.84)
Apr 2018	129.30	263.79		*		517.19	(3,396.05)
Apr 2018		2,867.33		*	Escrow Only Payment	517.19	(528.72)
Apr 2018				41.42	* Escrow Disbursement	517.19	(570.14)
May 2018	129.30	129.30				646.49	(440.84)
Jun 2018	129.30	129.30				775.79	(311.54)
Jul 2018	129.30			*		905.09	(311.54)
Aug 2018	129.30	258.60		*		1,034.39	(52.94)
Aug 2018				371.58	* City/Town Tax	1,034.39	(424.52)
Sep 2018	129.30	129.30	363.95	*	City/Town Tax	799.74	(295.22)
Oct 2018	129.30	129.30				929.04	(165.92)
Nov 2018	129.30	129.30	631.00	696.00	* Homeowners Policy	427.34	(732.62)
Dec 2018	129.30	129.30				556.64	(603.32)
Dec 2018				533.28	* City/Town Tax	556.64	(1,136.60)
Jan 2019	129.30	129.30				685.94	(1,007.30)
Feb 2019	129.30	129.30	556.64	*	City/Town Tax	258.60	(878.00)
Mar 2019	129.30			*		387.90	(878.00)
					Anticipated Transactions	387.90	(878.00)
Mar 2019		129.30					(748.70)
Apr 2019		129.30					(619.40)
	\$1,551.60	\$4,682.72	\$1,551.59	\$1,642.28			

An asterisk (\*) indicates a difference from a previous estimate either in the date or the amount. If you want a further explanation, please call our toll-free number.

Last year, we anticipated that payments from your account would be made during this period equaling \$1,551.59. Under Federal law, your lowest monthly balance should not have exceeded \$258.60 or 1/6 of the anticipated payment from the account, unless your mortgage contract or State law specifies a lower amount. Your mortgage contract and State law are silent on this issue.

Analysis Date: March 06, 2019

MICHAEL DART

Loan: XXXXXXXXXX

**Annual Escrow Account Disclosure Statement  
Projections for Coming Year**

This is an estimate of activity in your escrow account during the coming year based on payments anticipated to be made to and from your account.

Date	Anticipated Payments		Description	Escrow Balance	
	To Escrow	From Escrow		Anticipated	Required
			Starting Balance	(619.40)	533.57
May 2019	133.41			(485.99)	666.98
Jun 2019	133.41			(352.58)	800.39
Jul 2019	133.41			(219.17)	933.80
Aug 2019	133.41			(85.76)	1,067.21
Sep 2019	133.41	371.58	City/Town Tax	(323.93)	829.04
Oct 2019	133.41			(190.52)	962.45
Nov 2019	133.41	696.00	Homeowners Policy	(753.11)	399.86
Dec 2019	133.41			(619.70)	533.27
Jan 2020	133.41			(486.29)	666.68
Feb 2020	133.41	533.28	City/Town Tax	(886.16)	266.81
Mar 2020	133.41			(752.75)	400.22
Apr 2020	133.41			(619.34)	533.63
	<u>\$1,600.92</u>	<u>\$1,600.86</u>			

(Please keep this statement for comparison with the actual activity in your account at the end of the escrow accounting computation year.)

Your escrow balance contains a cushion of \$266.81. A cushion is an additional amount of funds held in your escrow balance to prevent the balance from becoming overdrawn when an increase in the disbursement amount occurs. Under Federal law, your lowest monthly balance should not exceed \$266.81 or 1/6 of the anticipated payment from the account, unless your mortgage contract or State law specifies a lower amount. Your mortgage contract and State law are silent on this issue.

Your ending balance from the last month of the account history (escrow balance anticipated) is (\$619.40). Your starting balance (escrow balance required) according to this analysis should be \$533.57. This means you have a shortage of \$1,152.97. This shortage may be collected from you over a period of 12 months or more unless the shortage is less than 1 month's deposit, in which case we have the additional option of requesting payment within 30 days. We have decided to collect it over 36 months.

We anticipate the total of your coming year bills to be \$1,600.86. We divide that amount by the number of payments expected during the coming year to obtain your escrow payment.

**New Escrow Payment Calculation**

Unadjusted Escrow Payment	133.41
Surplus Amount:	0.00
Shortage Amount:	32.03
Rounding Adjustment Amount:	0.00
Escrow Payment:	<u>\$165.44</u>

**Paying the shortage:** If your shortage is paid in full, your new monthly payment will be \$468.68 (calculated by subtracting the Shortage Amount to the left and rounding, if applicable). Paying the shortage does not guarantee that your payment will remain the same, as your tax or insurance bills may have changed. If you would like to pay the shortage now, please pay the entire amount of the shortage before the effective date of your new payment. To ensure that the funds are posted to your account correctly, please notify your asset manager that you are paying the shortage.

**NOTICE OF RIGHT TO CANCEL PRIVATE MORTGAGE INSURANCE:** If you currently pay private mortgage insurance premiums, you may have the right to cancel the insurance. In most cases, you have the right to cancel private mortgage insurance if the principal balance of your loan is 80 percent or less of the current fair market appraised value of your home, and you have a good payment history on your loan. If you want to learn whether you are eligible to cancel this insurance, please contact us at 323 Fifth Street, Eureka, Ca 95501 or 800-603-0836.

**\* Please note if you have autopay/EFT set up on your loan, it is your responsibility to make sure your payment amount is updated**

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MICHIGAN  
BAY CITY DIVISION**

In Re:	Case No. 16-21939-dob
Michael Hubert Dart	Chapter 13
Debtor.	Judge Daniel S. Opperman

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**PROOF OF SERVICE**

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The undersigned does hereby certify that a copy of the Notice of Mortgage Payment Change has been duly electronically serviced, noticed or mailed via U.S. First Class Mail, postage prepaid on March 12, 2019 to the following:

Michael Hubert Dart, Debtor  
1807 Belmont St  
Mount Pleasant, MI 48858

Bruce K. Havens, Debtor's Counsel  
havenslaw@gmail.com

Thomas McDonald, Chapter 13 Trustee  
ecf@mcdonald13.org

United States Trustee's Office  
(registeredaddress)@usdoj.gov

Respectfully Submitted,

/s/ Molly Slutsky Simons

Molly Slutsky Simons (OH 0083702)  
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Loveland, OH 45140  
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Attorney for Creditor